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UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	Case No. 5:18-cv-01633-BLF
)	
Petitioner,)	FIFTH STATUS REPORT
)	
v.)	
)	
FRANCIS BURGA; FRANCIS BURGA AS)	
THE ADMINISTRATOR OF THE ESTATE)	
OF MARGELUS BURGA; and)	
RUSSELL MANSKY,)	
)	
Respondents.)	

On May 16, 2019, the United States, respondents Francis Burga (in her individual capacity and as the Administrator of the Estate of Margelus Burga) and Russell Mansky, having previously advised the Court that respondents had provided the Internal Revenue Service (IRS) with revised privilege logs and testimony under oath, pursuant to the Court's June 5, 2018 Order (Docket No. 19), further advised that both respondents had made efforts to obtain and produce additional summoned material.

Since that report, Ms. Burga has continued to make efforts to obtain summoned material. Previously, Ms. Burga represented that the majority of the allegedly outstanding summoned material is in the possession of Peter Meier, a citizen of Liechtenstein and that she had requested, in writing, through counsel, that Mr. Meier send her the summoned material that the IRS claims has not been provided, to the extent it exists. After receiving Ms. Burga's request through counsel, Mr. Meier stated

1 that he would have his staff copy and produce all the records in his possession in Liechtenstein that
2 relate to the entities identified in the summonses, although he believed that he had already produced all
3 the records he possessed previously. The first such production of documents was made to the IRS in
4 April 2019, and included the records for one entity. Subsequently, in November 2019, Ms. Burga's
5 counsel produced to the IRS the records for three additional entities received from Mr. Meier. Mr.
6 Meier has indicated to Ms. Burga's counsel that he will continue producing records although it may take
7 many months and may be delayed by the current Covid-19 crisis.

8 When these productions are complete, the United States will be able to evaluate whether
9 respondents have complied with the summonses. Ms. Burga maintains that she has no control over Mr.
10 Meier's production of documents and contends that she has complied with the summonses and complied
11 with the Court's Order enforcing the summonses but nevertheless will continue to produce to the IRS
12 any documents provided by Mr. Meier.

13 Separate from the production of additional summoned material, the parties' dispute over
14 privilege issues has been resolved by the issuance and adoption of the Special Master's Report and the
15 subsequent production by Ms. Burga of documents identified as not privileged or only partially
16 privileged on February 27, 2020. (Docket No. 27).

1 Dated this 6th day of April, 2020

2 RICHARD E. ZUCKERMAN
3 Principal Deputy Assistant Attorney General

4 /s/ Amy Matchison
5 AMY MATCHISON (CA SBN 217022)
6 Trial Attorney, Tax Division
7 United States Department of Justice

8 Dated this 6th day of April, 2020

9 SIDEMAN & BANCROFT LLP

10 By: /s/ Jay R. Weill
11 Jay R. Weill
12 Steven M. Katz
13 Emily J. Kingston
14 Travis W. Thompson
15 Attorneys for FRANCIS BURGA;
16 FRANCIS BURGA AS THE
17 ADMINISTRATOR OF THE ESTATE OF
18 MARGELUS BURGA

19 Dated this 6th day of April 2020

20 WOOD ROBBINS, LLP

21 By: /s/ Greg Wood
22 Greg Wood
23 Attorneys for Respondent RUSSELL
24 MANSKY
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ECF CERTIFICATION

Pursuant to Local Rule 5-1(i)(3), I hereby attest that I obtained concurrence in the filing of this document from the signatories indicated by the conformed signatures (/s/) of Jay R. Weill and Greg Wood.

/s/ Amy Matchison
AMY MATCHISON
Trial Attorney, Tax Division
U.S. Department of Justice